IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 18TH OCTOBER 2007 / 26TH ASWINA 1929

WP(C).No. 2143 of 2006(E)

PETITIONER:

S.LATHAMBIKA, PROPRIETRIX,
MADHA PHARMA (AYURVEDIC MEDICINES),
EZHUKONE, KOLLAM DISTRICT.

BY ADV. SRI.B.KRISHNA MANI
SRI.RAHUL VENUGOPAL

RESPONDENTS:
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1. THE APPELLATE ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, KOLLAM.

2. THE SALES TAX OFFICER,
KOTTARAKKARA.

3. THE TAHSILDAR,
KOTTARAKKARA, KOLLAM DISTRICT.

BY GOVERNMENT PLEADER SRI.K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 2143 OF 2006 E
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Dated this the 18th day of October, 2007

J U D G M E N T

In this writ petition, today, it is submitted by the learned Government Pleader that the appeal in respect of the assessment under the KGST Act was subject matter of appeal No.226/07 before the Deputy Commissioner II (Appeals). It is submitted that this appeal has been dismissed and the party has taken up the matter before the Tribunal. In so far as the appeal against the assessment under the CST Act is concerned, the learned Government Pleader submits that, that was numbered as Appeal No.227/07 and that inspite of all these, the party did not turn up for hearing. Therefore the Appellate authority had taken the matter for orders and orders are awaited.

In view of this, nothing can be done further in this writ petition. At this stage, counsel for the writ petitioner submits that he be given an opportunity to contest the matter in regard to appeal No.227/07. This he may seek by filing appropriate

application before the Appellate Authority, in which event, it is for that authority to consider it.

Writ petition is closed.

ANTONY DOMINIC, JUDGE.

Rp